

**STATE OF CALIFORNIA**

**DEPARTMENT OF INSURANCE**

**45 Fremont Street, 24th Floor  
San Francisco, California 94105**

**RH03028987**

**June 30, 2004**

**NOTICE OF AVAILABILITY OF REVISED TEXT**

On February 11, 2004, the Insurance Commissioner issued a Notice of Proposed Action, proposing the adoption of regulations establishing a disability insurance assessment of ten cents per person insured by a group or individual disability policy. The proposed regulations comprise the new Article 8 of Title 10, Chapter 5, Subchapter 9 of the California Code of Regulations.

**PUBLIC COMMENT INVITED:**

The Commissioner plans to make changes to proposed Sections 2698.95(a), (b) and (c), and now solicits written comments on those changes only. The Commissioner believes the changes made are sufficiently related to the original text that the public was adequately placed on notice that the change could result from the originally proposed regulatory action. Accordingly, pursuant to the provisions of California Government Code Section 11346.8(c), the Commissioner is soliciting written public comment on these changes.

A copy of the proposed sections to be revised, with the proposed changes clearly indicated, will be available for public comment and inspection for at least 15 days before the proposed action is adopted. Deletions are indicated in strikethrough; additions are underlined. This document may be inspected between the hours of 9:00 a.m. and 4:00 p.m., by arrangement with the contact person listed below, at the Department's offices at 45 Fremont Street, 24th Floor, San Francisco, California 94105.

**CONTACT PERSON:**

All written comments submitted in response to this Notice and all general or substantive questions regarding this Notice should be directed to either of the contact persons as follows:

Gene Woo, Staff Counsel  
California Department of Insurance  
45 Fremont Street, 24<sup>th</sup> Floor  
San Francisco, CA 94105  
Telephone: (415) 538-44496  
Email: woog@insurance.ca.gov

SUBMISSION OF WRITTEN COMMENTS:

All written comments on the changes to the proposed regulations must be received by the contact person, at his address as listed above, no later than **4:00 p.m. on July 15, 2004**. Comments submitted by e-mail and facsimile will be accepted and considered.

AUTOMATIC MAILING:

A copy of this notice, together with the text of the proposed regulations to be revised, will automatically be sent to all persons who testified or submitted written comments at the public hearing, all persons whose comments were received during the public comment period, all persons who requested copies of information regarding the regulations, and all persons who requested notification of the availability of such changes.

JOHN GARAMENDI  
Insurance Commissioner

By: \_\_\_\_\_ s/  
Gene S. Woo  
Staff Counsel